

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

LUIS A. CRUZ,

Defendant.

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4:10CR3111

MEMORANDUM AND ORDER

At the Defendant's oral request and with the parties' consent,

IT IS ORDERED:

- 1) The defendant's Motion Hearing is continued to Friday, June 15, 2012 at 2:00 P.M.
- 2) The ends of justice served by granting defendant's request to change the motion hearing outweigh the interests of the public and the defendant in a speedy trial, and the additional time arising as a result of the granting of the motion, the time between today's date and the motion hearing, shall be deemed excluded in any computation of time under the requirements of the Speedy Trial Act, for the reason that defendant's counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel, the novelty and complexity of the case, and the fact that the failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7).

DATED this 12<sup>th</sup> day of June, 2012.

BY THE COURT:

s/ Cheryl R. Zwart

United States Magistrate Judge